

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
CHIN, Yem et al.

Serial No.: 09/963,676

Filed: September 27, 2001

Title: **Method And Apparatus For Measuring
And Controlling Blade Depth Of A
Tissue Cutting Apparatus In An
Catheter**

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Attention:
BOX MISSING PARTS

TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicants respectfully submit the following in the above-identified patent application:

- Response Copy of Notice To File Missing Parts of Nonprovisional Application;
- Declaration and Power of Attorney: and
- Substitute Drawings (8 Sheets, Figures 1-12).

A check in the amount of \$1,572.00 to cover the payment of the surcharge and filing fees of the Declaration is enclosed. The Assistant Commissioner is authorized to charge any additional fees associated with this filing, or credit any overpayment, to Deposit Account No. 06-2375, Order No. BSX-219/10026334. A duplicate of this Transmittal Letter is attached for accounting purposes.

Respectfully submitted,

Date: January 31, 2002

Steven M. War
Steven M. War
Registration No. 48,024

Fulbright & Jaworski L.L.P.
801 Pennsylvania Avenue, N. W.
Washington, D.C. 20004-2615
Telephone: (202) 662-0200



09/963,676

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

CHIN, Yem *et al.*

Serial No.: 09/963,676

Filed: September 27, 2001

For: METHOD AND APPARATUS FOR
MEASURING AND CONTROLLING BLADE
DEPTH OF A TISSUE CUTTING APPARATUS
IN AN ENDOSCOPIC CATHETER

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Group Art Unit: 3763

Examiner:
Not Yet Assigned

TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:


Applicants respectfully submit the following in the above-identified patent application:

- **Power Of Attorney By Assignee; and**
- **Limited Authorization To Act On Behalf Of Assignee
Regarding Certain Patent Matters Effective Through
December 31, 2002.**

Applicants believe there are no filing fees associated with this present filing. However, the Assistant Commissioner is authorized to charge any fees associated with this filing to Deposit Account No. 06-2375, Order No. BSX-219/10026334. A duplicate of this Transmittal Letter is attached for accounting purposes.

Respectfully submitted,

Date: January 31, 2002


Steven M. War
Registration No. 48,024

Fulbright & Jaworski L.L.P.
801 Pennsylvania Avenue, N. W.
Washington, D.C. 20004-2615
Telephone: (202) 662-0200

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FEB 26 2002
TC 3700 MAIL ROOM



Please type a plus sign inside this box → ☐

PTO/SB/21 (2-2000)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

09/963,676

Filing Date

September 27, 2001

First Named Inventor

Yem Chin

Group Art Unit

3763

Examiner Name

Not Yet Assigned

Attorney Docket Number

BSX-219

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Fee Attached

☐ Amendment/Reply

☐ After Final

☐ Affidavits/declaration(s)

☒ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/
Incomplete Application

☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53

☐ Assignment Papers
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional
Application

☐ Power of Attorney, Revocation
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) _____

☐ After Allowance Communication
to Group

☐ Appeal Communication to Board of
Appeals and Interferences

☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☐ Other Enclosure(s)
(please identify below)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual Name

FULBRIGHT & JAWORSKI L.L.P.
Steven M. War

Signature

Steven M. War

Date

January 31, 2002

3763 \$

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FEB 26 2002
3700 MAIL ROOM

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

☐ Application claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) **110.00****Complete if Known**

Application Number	09/963,676
Filing Date	September 27, 2001
First Named Inventor	Yem Chin
Examiner Name	Not Yet Assigned
Group Art Unit	3763
Attorney Docket No.	BSX-219

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☒ Deposit AccountDeposit
Account
Number

06-2375

Deposit
Account
Name

Fulbright & Jaworski L.L.P.

The Commissioner is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s)☐ Charge fee(s) indicated below, except for the filing fee
to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$) **0.00****2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	.. =	x	=
Multiple Dependent	.. =	x	=

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) **0.00**

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	110.00
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.27(q)	
126	180	126	180	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	249	370	For each additional invention to be examined (37CFR 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) **110.00****SUBMITTED BY**

Name (Print/Type) Steven M. War

Registration No.
(Attorney/Agent)

48,024

Complete (if applicable)

Telephone (202) 662-4519

Signature

Steven M. War

Date

January 31, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

CHIN, Yem et al.

Serial No.: 09/963,676

Filed: September 27, 2001

Title: **Method And Apparatus For Measuring
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Tissue Cutting Apparatus In An
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Attention:
BOX MISSING PARTS

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231


Dear Sir:

In response to the Notice to File Missing Parts of NonProvisional Application, mailed November 2, 2001, the response copy of which is attached hereto, Applicants enclose herewith an executed Declaration in compliance with 37 C.F.R. 1.63, substitute drawings in compliance with 37 C.F.R. 1.84, and a check in the amount of \$1,572.00 to cover the payment of the surcharge and filing fees.

The Commissioner is authorized to charge any additional fees associated with this filing, or credit any overpayment, to Deposit Account No. 06-2375, Order Number BSX-219/10026334.

Respectfully submitted,

Date: January 31, 2002


Steven M. War
Registration No. 48,024

Fulbright & Jaworski L.L.P.
801 Pennsylvania Avenue, N. W.
Washington, D.C. 20004-2615
Telephone: (202) 662-0200



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/963,676	09/27/2001	Yem Chin	BSX-219

CONFIRMATION NO. 8991

FORMALITIES LETTER



OC00000006998067

FULLBRIGHT & JAWORSKI L.L.P.
1001 Pennsylvania Avenue, N.W.
Washington, DC 20004-2615

Date Mailed: 11/02/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

02/05/2002 NPOKAMM1 00000098 062375 09963676

FILED UNDER 37 CFR 1.53(b)

01 FC 0001	740.00 OP
02 FC 0002	252.00 OP
03 FC 0002	504.00 OP
04 FC 0005	76.00 OP
	54.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$732.
 - \$252 for 14 total claims over 20.
 - \$480 for 6 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1572.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

THE UNIVERSITY OF CHICAGO